

IN THE HOUSE OF REPRESENTATIVES.

JANUARY 30, 1902.

Referred to the Committee on Interstate and Foreign Commerce.

AN ACT

To establish the Department of Commerce and Labor.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That there shall be at the seat of government an executive
4 department to be known as the Department of Commerce and
5 Labor, and a Secretary of Commerce and Labor, who shall be
6 the head thereof, who shall be appointed by the President,
7 by and with the advice and consent of the Senate, who shall
8 receive a salary of eight thousand dollars per annum, and
9 whose term and tenure of office shall be like that of the
10 heads of the other Executive Departments; and section one
11 hundred and fifty-eight of the Revised Statutes is hereby
12 amended to include such Department, and the provisions of
13 title four of the Revised Statutes, including all amendments
14 thereto, are hereby made applicable to said Department.
15 SEC. 2. That there shall be in said Department an As-

1 sistant Secretary of Commerce and Labor, to be appointed by
2 the President, by and with the advice and consent of the
3 Senate, who shall receive a salary of four thousand dollars a
4 year. He shall perform such duties as shall be prescribed by
5 the Secretary or required by law. There shall also be one
6 chief clerk and a disbursing clerk and such other clerical
7 assistants as may from time to time be authorized by Congress;
8 and the Auditor for the State and other Departments shall
9 receive all accounts accruing in or relative to the Department
10 of Commerce and Labor and examine the same, and there-
11 after certify the balance and transmit the accounts, with the
12 vouchers and certificate, to the Comptroller of the Treasury
13 for his decision thereon.

14 SEC. 3. That it shall be the province and duty of said
15 Department to foster, promote, and develop the foreign and
16 domestic commerce, the mining, manufacturing, shipping, and
17 fishery industries, the labor interests, and the transportation
18 facilities of the United States; and to this end it shall be
19 vested with jurisdiction and control of the departments, bu-
20 reaus, offices, and branches of the public service hereinafter
21 specified, and with such other powers and duties as may be
22 prescribed by law.

23 SEC. 4. That the following-named offices, bureaus, divi-
24 sions, and branches of the public service, now and heretofore
25 under the jurisdiction of the Department of the Treasury, and

1 all that pertains to the same, known as the Life-Saving Serv-
2 ice, the Light-House Board, and the Light-House Service, the
3 Marine-Hospital Service, the Steamboat-Inspection Service,
4 the Bureau of Navigation and the United States Shipping
5 Commissioners, the Bureau of Immigration, and the Bureau of
6 Statistics, be, and the same hereby are, transferred from the
7 Department of the Treasury to the Department of Commerce
8 and Labor, and the same shall hereafter remain under the juris-
9 diction and supervision of the last-named Department; and
10 that the Census Office, and all that pertains to the same, be,
11 and the same hereby are, transferred from the Department of
12 the Interior to the Department of Commerce and Labor, to
13 remain henceforth under the jurisdiction of the latter; that
14 the Department of Labor, and the office of Commissioner of
15 Fish and Fisheries, and all that pertains to the same, be, and
16 the same hereby are, placed under the jurisdiction and made
17 a part of the Department of Commerce and Labor; that the
18 Bureau of Foreign Commerce, now in the Department of
19 State, be, and the same hereby is, transferred to the De-
20 partment of Commerce and Labor and consolidated with and
21 made a part of the Bureau of Statistics, hereinbefore trans-
22 ferred from the Department of the Treasury to the Depart-
23 ment of Commerce and Labor, and the two shall constitute
24 one bureau to be called the Bureau of Statistics with a chief
25 of the bureau and one assistant; and that the Secretary of

1 Commerce and Labor shall have complete control of the work
2 of gathering and distributing statistical information naturally
3 relating to the subjects confided to his Department; and to
4 this end said Secretary shall have power to employ any or
5 either of the said bureaus and to rearrange such statistical
6 work and to distribute or consolidate the same as may be
7 deemed desirable in the public interest; and said Secretary
8 shall also have authority to call upon other Departments of
9 the Government for statistical data and results obtained by
10 them; and said Secretary of Commerce and Labor may col-
11 late, arrange, and publish such statistical information so ob-
12 tained in such manner as to him may seem wise.

13 That the official records and papers now on file in and
14 pertaining exclusively to the business of any bureau, office, de-
15 partment, or branch of the public service in this Act transferred
16 to the Department of Commerce and Labor, together with the
17 furniture now in use in such bureau, office, department, or
18 branch of the public service, shall be, and hereby are, trans-
19 ferred to the Department of Commerce and Labor.

20 SEC. 5. That there shall be in the Department of Com-
21 merce and Labor a bureau to be called the Bureau of Manu-
22 factures, and a chief of said bureau, who shall be appointed by
23 the President, by and with the advice and consent of the Senate,
24 and who shall receive a salary of three thousand dollars per
25 annum. There shall also be in said bureau one chief clerk

1 and such other clerical assistants as may from time to time
2 be authorized by Congress. It shall be the province and
3 duty of said bureau, under the direction of the Secretary,
4 to foster, promote, and develop the various manufacturing
5 industries of the United States, and markets for the same
6 at home and abroad, domestic and foreign, by gathering,
7 compiling, publishing, and supplying all available and
8 useful information concerning such industries and such
9 markets, and by such other methods and means as may be
10 prescribed by the Secretary or provided by law. And all
11 consular officers of the United States, including consul-
12 generals, consuls, and commercial agents, are hereby required,
13 and it is made a part of their duty, under the direction of
14 the Secretary of State, to gather and compile, from time to
15 time, useful and material information and statistics in respect
16 to the commerce, industries, and markets of the countries and
17 places to which such consular officers are accredited, and to
18 send, under the direction of the Secretary of State, reports
19 quarterly, or oftener if required, of the information and
20 statistics thus gathered and compiled, such reports to be
21 transmitted through the State Department to the Secretary of
22 the Department of Commerce and Labor.

23 SEC. 6. That the jurisdiction, supervision, and contr^l now
24 possessed and exercised by the Department of the Treasury
25 over Chinese immigration, and over the fur-seal, salmon, and

1 other fisheries in Alaska, be, and the same hereby is, trans-
2 ferred to and vested in the Department of Commerce and
3 Labor.

4 SEC. 7. That the Secretary of Commerce and Labor shall
5 annually, at the close of each fiscal year, make a report in writing
6 to Congress, giving an account of all moneys received and dis-
7 bursed by him and his Department, and describing the work
8 done by the Department in fostering, promoting, and develop-
9 ing the foreign and domestic commerce, the mining, manu-
10 facturing, shipping, and fishery industries, and the transpor-
11 tation facilities of the United States, and making such rec-
12 ommendations as he shall deem necessary for the effective
13 performance of the duties and purposes of the Department.
14 He shall also, from time to time, make such special investi-
15 gations and reports as he may be required to do by the Presi-
16 dent, or by either House of Congress, or which he, himself,
17 may deem necessary and urgent.

18 SEC. 8. That the Secretary of Commerce and Labor shall
19 have charge, in the buildings or premises occupied by or appro-
20 priated to the Department of Commerce and Labor, of the
21 library, furniture, fixtures, records, and other property pertaining
22 to it, or hereafter acquired for use in its business; and he shall
23 be allowed to expend for periodicals and the purposes of the
24 library, and for the rental of appropriate quarters for the
25 accommodation of the Department of Commerce and Labor

1 within the District of Columbia, and for all other incidental
2 expenses, such sums as Congress may provide from time to
3 time: *Provided, however,* That where any office, bureau, or
4 branch of the public service transferred to the Department of
5 Commerce and Labor by this Act is occupying rented build-
6 ings or premises, it may still continue to do so until other
7 suitable quarters are provided for its use: *And provided fur-*
8 *ther,* That all officers, clerks, and employees now employed
9 in any of the bureaus, offices, departments, or branches of
10 the public service in this Act transferred to the Department
11 of Commerce and Labor are each and all hereby transferred
12 to said Department at their present grades and salaries,
13 except where otherwise provided in this Act: *And provided*
14 *further,* That all laws prescribing the work and defining the
15 duties of the several bureaus, offices, departments, or branches
16 of the public service by this Act transferred to and made a
17 part of the Department of Commerce and Labor shall, so far
18 as the same are not in conflict with the provisions of this
19 Act, remain in full force and effect until otherwise provided
20 by law.

21 SEC. 9. That all power and authority heretofore pos-
22 sessed or exercised by the head of any Executive Department
23 over any bureau, office, branch, or division of the public serv-
24 ice, by this Act transferred to the Department of Commerce
25 and Labor, or any business arising therefrom or pertaining

1 thereto, whether of an appellate or revisory character, or
2 otherwise, shall hereafter be vested in and exercised by the
3 head of the said Department of Commerce and Labor. And
4 all Acts or parts of Acts inconsistent with this Act are, so
5 far as so inconsistent; hereby repealed.

6 SEC. 10. A person, to be designated by the Secretary
7 of State, shall be appointed to formulate, under his direction,
8 for the instruction of consular officers the requests of the Secre-
9 tary of Commerce and Labor, and to prepare from the dis-
10 patches of consular officers, for transmission to the Secretary of
11 Commerce and Labor, such information as pertains to the work
12 of the Department of Commerce and Labor, and such person
13 shall have the rank and salary of a chief of bureau, and be fur-
14 nished with such clerical assistance as may be deemed neces-
15 sary by the Secretary of State.

16 SEC. 11. This Act shall take effect and be in force
17 from and after its passage.

Passed the Senate January 28, 1902.

Attest:

CHARLES G. BENNETT,

Secretary.

57TH CONGRESS, }
1ST SESSION. } **S. 569.**

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